

52721

Serial No. ....

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

NOV 21 1988

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed NOV 21 1988

The applicant..... MOAPA VALLEY DAIRY FARMS, A NEVADA GENERAL PARTNERSHIP

P.O. Box 488 ..... of Overton .....  
Street and No. or P.O. Box No. City or Town

Nevada ..... hereby make... Application for permission to change the  
State and Zip Code No.

Place of Use of a Portion .....  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 44473 .....  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground .....  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 125 Acre Feet, 0.173 CFS .....  
Second feet, acre feet. One second foot equals 448.3 gallons per minute.
3. The water to be used for Irrigation .....  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation .....  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 13, T. 16S., .....  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.  
R. 67E., MDM, or at a point whence the NE Corner of said Section 13 bears N.  
43°54'18" E. a distance of 60 feet .....
6. The existing permitted point of diversion is located within the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 13, T. 16S., .....  
If point of diversion is not changed, do not answer  
R. 67E., MDM, or at a point whence the NE Corner of said Section 13 bears N.  
43°54'18"E. a distance of 60 feet. .....
7. Proposed place of use is the south 25 acres of the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 7 T. 16 S., R. .....  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
68 E., MDM. (This acreage was removed from irrigation under Application 52265.) .....
8. Existing place of use is 210 Acres located in parts of Sections 12 and 13, T. 16 S., .....  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.  
R. 67 E., MDM, and in Sections 7 and 18, T. 16 S., R. 68 E., MDM. A complete  
property description is attached hereto as EXHIBIT A. The south 25 acres of the  
NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 18, T. 16 S., R. 68 E., MDM WILL be removed from irrigation .....
9. Use will be from January 1 ..... to December 31 ..... of each year.  
Month and Day Month and Day
10. Use was permitted from January 1 ..... to December 31 ..... of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) a drilled and cased well with pump and .....  
State manner in which water is to be diverted, i.e., diversion structure, ditches, motor, meter, pipelines and valves to the places of use, pipes and flumes, or drilled well, etc.  
motor, meter, pipelines and valves to the places of use. .....
12. Estimated cost of works \$35,000 .....
13. Estimated time required to construct works 2 years .....

14. Estimated time required to complete the application of water to beneficial use..... 3 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

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By..... /s/ James T. Anspach  
James T. Anspach, P.E., Agent  
State W/R Surveyor No. 563  
1604 Bluestone Drive  
Las Vegas, NV. 89108  
Compared..... kh/jm..... pm/se  
Protested.....

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:  
This permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 44473 is issued subject to the terms and conditions imposed in said Permit 44473 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.  
This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.  
No perforations shall be put in the production casing from ground level to 100 feet.  
The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.  
The total combined duty of water under Permits 44473 and 52721 shall not exceed 925 acre-feet annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.173..... cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources and not to exceed 125 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... July 8, 1989  
Proof of completion of work shall be filed before..... August 8, 1989  
Application of water to beneficial use shall be made on or before..... October 1, 1990  
Proof of the application of water to beneficial use shall be filed on or before..... November 1, 1990  
Map in support of proof of beneficial use shall be filed on or before..... November 1, 1990

Completion of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
Proof of beneficial use filed..... office, this..... 8th..... day of..... May.....  
Cultural map filed.....

Certificate No..... Issued.....  
CANCELLED FEB 6 1992 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
A.D. 19 89  
State Engineer

STATE ENGINEER  
(Rev. 8-81)